

AN ORDINANCE establishing a special Headwaters Capital Projects Fund for park purposes within the City of Fort Wayne, Indiana, pursuant to I.C. 36-1-7-11.

WHEREAS, In accordance with Indiana Code 36-1-7, by Ordinance S-150-87, an Interlocal Agreement (attached hereto and made a part hereof) was entered into by and between the City of Fort Wayne, Indiana, and Allen County Indiana establishing the "The Headwaters Park Commission;"

WHEREAS, Indiana Code 36-1-7-11 provides that the entities entering into such interlocal agreements may appropriate monies;

WHEREAS, the Redevelopment Commission, the City Controller and the State Board of Accounts have recommended the establishment of a special Headwaters Park Capital Fund;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby established a special Headwaters Park Capital Fund for park purposes pursuant to I.C. 36-1-7-11 for the City of Fort Wayne. The expenditures from such fund shall be managed and approved by the Redevelopment Commission. The following expenditures may be made from said fund:

Acquisition, demolition and site stabilization of flood prone properties within the boundaries of Headwaters Park (as established in City/County Interlocal Agreement), as well as such other capital expenditures deemed appropriate by the Redevelopment Commission.

The following deposits may be made into said fund:

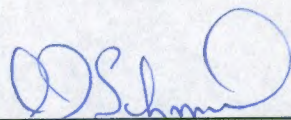
1. Funding from the State of Indiana, Maumee Basin Commission, and other entities providing funding;

SECTION 2. Expenditures from said fund shall not exceed the amount deposited from funding sources;


SECTION 3. Procedures for all expenditures from the special Headwaters Park Capital Fund shall conform to all existing state and local statutes and in accordance with all current rules, policies, and regulations as established by the Headwaters Park Commission, Redevelopment Commission, City Controller, and Common Council.

SECTION 4. Any appropriation made to establish and maintain said funds shall revert to the designated fund only, unless a statute provides otherwise.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage by the Common Council and signature by the Mayor.


Councilmember

APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCaulay, City Attorney

1 BILL NO. S-87-05-16 (as amended) (as amended)

2 SPECIAL ORDINANCE NO. S-150-87

3 AN ORDINANCE approving an Interlocal
4 Agreement to be entered into by and
5 between the City of Fort Wayne, Indiana
6 and Allen County Indiana, as to the
7 establishment of "The Headwaters Park
8 Commission".

9 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
10 OF THE CITY OF FORT WAYNE, INDIANA:

11 SECTION 1. That the attached agreement, to be entered
12 into by and between the City of Fort Wayne, Indiana and Allen
13 County Indiana, made a part hereof as Exhibit "A" and establishing
14 The Headwaters Park Commission, is hereby approved and ratified
15 in all respects in conformance with Indiana Code 36-1-7, et seq.

16 SECTION 2. That the Mayor of the City of Fort Wayne,
17 Indiana, is hereby empowered and authorized to execute said Agree-
18 ment on behalf of the City.

19 SECTION 3. That this Ordinance shall be in full force
20 and effect from and after its passage and any and all necessary
21 approval by the Mayor.

22 
23 Councilmember

24 APPROVED AS TO FORM
25 AND LEGALITY

26 

27 Bruce O. Boxberger, City Attorney

28 Amendment made on Page 4 "Exhibit A"

29 Amendment made on Page 3 "Exhibit A"

Read the first time in full and on motion by _____
seconded by _____, and duly adopted, read the second time
by title and referred to the Committee _____ (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ M., E

DATE: _____

SANDRA E. KENNEDY, CITY CLERK

Read the ^{third} time in full and on motion by Henry
seconded by Brady, and duly adopted, placed on its
passage. PASSED (~~Lost~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>1</u>	_____	<u>1</u>	_____
<u>BRADBURY</u>	_____	_____	_____	<u>✓</u>	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	_____	<u>✓</u>	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 6-9-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~)
(SPECIAL) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO: J-150-87
on the 9th day of June, 1987,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. Giaquinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 10th day of June, 1987
at the hour of 11:30 o'clock PM M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 18th day of June
1987, at the hour of 11⁰⁰ o'clock A M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

Read the first time in full and on motion by Edmonds, seconded by _____, and duly adopted, read the second time by _____, title and referred to the Committee on Committee of the City (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 1-12-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Edmonds, seconded by _____, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY				<u>✓</u>
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 1-26-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL) _____

(SPECIAL) _____ (ZONING) _____

ORDINANCE

RESOLUTION NO.

2-03-93

on the 26th day of January, 1993

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark P. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of January, 1993, at the hour of 11:30 o'clock PM, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 27th day of January, 1993, at the hour of 3:15 o'clock PM, M., E.S.T.

111111
PAUL HELMKE, MAYOR



Fort Wayne Redevelopment Commission

MEMORANDUM

To: Members of Council

From: Ron Fletcher, Executive Director *R.F.*

Date: January 5, 1993

Subject: Establishment of Headwaters Park Capital Fund

The establishment of the Headwaters Park Capital Fund is necessitated by the recent approval of a number of sources of funding for the Headwaters Flood Control and Park Project. The fund will serve as the depository for a \$500,000 grant from the Build Indiana Fund, which funds have recently been approved for disbursement by the State Budget Agency; a \$200,000 grant from the Maumee River Basin Commission; and other grants as they may become available.

Establishment of this fund will facilitate the payment process for expenditures incurred by the Headwaters project. I therefore respectfully urge your adoption of the ordinance establishing the Headwaters Park Capital Fund.

93-01-07

DIGEST SHEET

TITLE OF ORDINANCE GENERAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE REDEVELOPMENT

SYNOPSIS OF ORDINANCE ESTABLISHES THE HEADWATERS CAPITAL PROJECTS
FUND; 1. TO WHICH GRANTS FROM FUNDING SOURCES CAN BE ALLOCATED;
AND 2. PAYMENTS FOR HEADWATERS PARK PROJECTS CAN BE PROCESSED.

EFFECT OF PASSAGE FUND IS ESTABLISHED/PAYMENTS CAN BE PROCESSED
FOR EXPENDITURES INCURRED BY THE HEADWATERS PROJECT.

EFFECT OF NON-PASSAGE FUND NOT ESTABLISHED/PAYMENTS FOR PARK
PROJECTS CANNOT BE PROCESSED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. G-93-01-07

REPORT OF THE COMMITTEE ON
THE COMMITTEE OF THE WHOLE
THOMAS C. HENRY - CHAIRPERSON
MARK E. GIAQUINTA - VICE CHAIRPERSON
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON THE COMMITTEE OF THE WHOLE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) establishing a special
Headwaters Capital Projects Fund for park purposes with the
City of Fort Wayne, Indiana, pursuant to I.C. 36-1-7-11

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

CR Edmond
Patricia Murphy
David Long
Janet B. Brakbury
Don J. Schmidt
Mark E. Giaquinta
Samuel J. Talarico

DATED: 1-26-93.

Sandra E. Kennedy
City Clerk